



ZACHARY W. CARTER  
*Corporation Counsel*

THE CITY OF NEW YORK  
**LAW DEPARTMENT**  
100 CHURCH STREET  
NEW YORK, NY 10007

Ben Kuruvilla  
*Special Federal Litigation*  
(212) 356-3513  
(212) 788-9776 (fax)  
bkuruvil@law.nyc.gov

January 15, 2015

**Via ECF**

Hon. Carol B. Amon  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Fitzgerald Brown. v. City of New York, et al.,  
13-cv-4946 (CBA)(MDG)

Dear Judge Amon:

I represent the defendants in this action. The parties have agreed to settle this case. Please find enclosed an executed stipulation and order of dismissal, which is being submitted for the Court's endorsement.

I thank the Court for its time and consideration of this request.

Respectfully submitted,

/s/ Ben Kuruvilla

Ben Kuruvilla

cc: **By ECF**  
Brett Klein, Esq.  
*Attorney for Plaintiff*

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- X  
FITZGERALD BROWN,

Plaintiff,

-against-

**STIPULATION AND  
ORDER OF DISMISSAL**

13-cv-4946 (CBA)(MDG)

THE CITY OF NEW YORK, RICHARD CHARLES, JOSE  
SANDOVAL, FRANTZ SOUFFRANT, DAVID  
ROSENBERG and DAMON MARTIN,

Defendants.  
----- X

**WHEREAS**, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

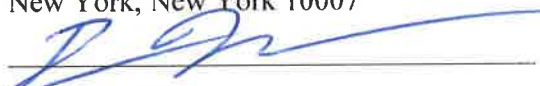
2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

Dated: New York, New York  
\_\_\_\_\_, 2014

LEVENTHAL & KLEIN, LLP  
*Attorneys for Plaintiff*  
45 Main Street, Suite 230  
Brooklyn, NY 11201  
718-722-4100

By:   
Brett Klein  
*Attorney for Plaintiff*

ZACHARY W. CARTER  
Corporation Counsel of the  
City of New York  
*Attorney for Defendants City, Charles,  
Sandoval, Souffrant, Rosenberg and  
Martin*  
100 Church Street, 3<sup>rd</sup> Floor  
New York, New York 10007

By:   
Ben Kuruvilla  
*Senior Counsel*

SO ORDERED:

\_\_\_\_\_  
HON. CAROL BAGLEY AMON  
UNITED STATES DISTRICT JUDGE

Dated: \_\_\_\_\_, 2014